Rec'd PCT/PTO 21 JUN 2005,721

10/540233

Declaration and Power of Attorney For Patent Application Erklärung Für Patentanmeldungen Mit Vollmacht German Language Declaration

Als nachstehend benannter Erfinder erkläre ich hiermit an Eides Statt:

dass mein Wohnsitz, meine Postanschrift, und meine Staatsangehörigkeit den im Nachstehenden nach meinem Namen aufgeführten Angaben entsprechen,

dass ich, nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterlinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent beantragt wird für die Erfindung mit dem Titel:

Ich beanspruche hiermit ausländische Prioritätsvorteile gemäss Abschnitt 35 der Zivilprozessordnung der Vereinigten Staaten, Paragraph 119 aller unten angegebenen Auslandsanmeldungen für ein Patent oder eine Erfindersurkunde, und habe auch alle Auslandsanmeldungen für ein Patent oder eine Erfindersurkunde nachstehend gekennzeichnet, die ein Anmeldedatum haben, das vor dem Anmeldedatum der Anmeldung liegt, für die Priorität beansprucht wird.

As	а	below	named	inventor,	Ι	hereby	declare
tha	at:	:					

My residence, post office address and citizenship are as stated below next to $\mathfrak{m} y$

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: entitled:

DEFIBRILLATOR .	DEFIBRILLATOR /
deren Beschreibung	the specification of which
(zutreffendes ankreuzen) ■ hier beigetfügt ist.	(check one) ■ is attached hereto.
am unter der	was filed on as
Anmeldungsseriennummer	Application Serial No
eingereicht wurde und amabgeändert wurde (falls tatsächlich abgeändert).	and was amended on(if applicable)
Ich bestätige hiermit, dass ich den Inhalt der obigen Patentanmeldung einschliesslich der Ansprüche durchgesehen und verstanden habe, die eventuell durch einen Zusatzantrag wie oben erwähnt abgeändert wurde.	I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.
Ich erkenne meine Pflicht zur Offenbarung irgendwelcher Informationen, die für die Prüfung der vorliegenden Anmeldung in Einklang mit Absatz 37, Bundesgesetzbuch, Paragraph 1.56(a) von Wichtigkeit sind, an.	I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

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German Language Declaration

Prior foreign applica Prioritāt beansprucht				Priority Cla	aimed
102 51 344.9 (Number) (Nummer)	Germany (Country) (Land)	(Day/Mo	November 2002 onth/Year Filed) :/Jahr eingereicht)	Yes Ja	No Nein
PCT/EP2003/012264 (Number) (Nummer)	PCT (Country) (Land)	(Day/Mo	November 2003 / onth/Year Filed):/Jahr eingereicht)	Yes Ja	No Nein
(Number) (Nummer)	(Country) (Land)		onth/Year Filed) c/Jahr eingereicht)	Yes Ja	No Nein
Ich beanspruche hiermit gemäss Absatz 35 der Zivilprozessordnung der Vereinigten Staaten, Paragraph 120, den Vorzug aller unten aufgeführten Anmeldungen und falls der Gegenstand aus jedem Anspruch dieser Anmeldung nicht in einer früheren amerikanischen Patentanmeldung laut dem ersten Paragraphen des Absatzes 35 der Zivilprozessordnung der Vereinigten Staaten, Paragraph 112 offenbart ist, erkenne ich gemäss Absatz 37, Bundesgestzbuch, Paragraph 1.56(a) meine Pflicht zur Offenbarung von Informationen an, die zwischen dem Anmeldedatum der früheren Anmeldung und dem nationalen oder PCT Internationale Anmeldedatum dieser Anmeldung bekannt geworden sind. I hereby claim the benefit under Title 35 United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States application in the manner provided by the first paragraph of Title 35, United States application in the subject matter of code, \$112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.56(a) which occurred between the film paragraph of T					
None	None	e		None	
(Application Serial 1 (Anmeldeseriennumme			(Status) (patentiert, anhangig aufgegeben)	(patent	Status) ed, pending, andoned)
None	None	e		None	
(Application Serial I (Anneldeseriennumme			(Status) (patentiert, anhangig aufgegeben)	(patent	Status) ed, pending, andoned)
Ich erkläre hiermit, der vorliegenden Erk. Angaben nach meinem I Gewissen der vollen und dass ich diese erklärung in Kenntniwissentlich und vorsigemäss Paragraph 100: Zivilprozessordnung von Amerika mit Geld: Gefängnis bestraft wederartig wissentlich falsche Angaben die vorliegenden Patentadarauf erteilten Patental	lärung gemachten besten Wissen und Wahrheit entsprechidesstattliche stelliche stelliche falsche Ar l. Absatz 18 der der Vereinigten Ststrafe belegt und erden koennen, und und vorsätzlich Sültigkeit der mmeldung oder eine	I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			

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VERTRETUNGSVOLLMACHT: Als benannter
Erfinder beauftrage ich hiermit den
nachstehend benannten Patentanwalt (oder
die nachstehend benannten Patentanwälte)
und/oder Patent-Agenten mit der Verfolgung
der vorliegenden Patentanmeldung sowie mit
der Abwicklung aller damit verbundenen
Geschäfte vor dem Patent-und
Warenzeichenamt: (Name und
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BEVOLLMÄCHTIGUNG DER ANWÄLTE, AUFTRÄGE UND INSTRUKTIONEN VOM VERTRETER DES ANMELDERS ENTGEGENZUNEHMEN UND AUSZUFÜHREN

Der die Erklärung und Vollmacht Der die Erklärung und Vollmacht Unterzeichnende ermächtigt die obengenannten Rechtsanwälte in den USA Weisungen vom Vertreter Patent Agents Jeck • Fleck • Herrmann Postfach 1469 D-71657 Vaihingen/Enz

Germany

Germany
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Tätigkeiten gegenüber dem Patent- und
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genannten amerikanischen Rechtsanwälte vom
Unterzeichnenden unterrichtet.

Voller Name des einzigen oder ursprunglichen Erfinders:

06,2005 06 Datum

Jürgen BUCHER
Unterschritt des Erfinders

Jürgen BUCHER Inventor's signature 06.06.2005

Date

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Rottweil, Germany DEX Staatsangehorigkeit

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DE-78628 Rottweil, Germany

POWER OF ATTORNEY: As a named inventor, I nereby appoint the following Attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number) number)

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Douglas H. Pauley Reg. No. 33,295

Maxwell J. Petersen Reg. No. 32,772

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AUTHORIZATION OF ATTORNEYS TO ACCEPT AND FOLLOW INSTRUCTIONS FROM REPRESENTATIVE

The undersigned to this declaration and The undersigned to this declaration and power of attorney hereby authorizes the U.S. attorneys named above to accept and follow instructions from Paul Patent Agents

Jeck • Fleck • Herrmann

Postfach 1469

D-71657 Vaihingen/Enz

Commany

B-71657 Vaihingen/Enz
Germany
as to any actions to be taken in the U.S.
Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys will be so notified by the undersigned.

Full name of sole or first inventor:

Residence

Rottweil, Germany DEX Citizenship

Germany ~

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DE-78628 Rottweil, Germany

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Form PTO-FB-240 (8-83)

Patent and Trademark Office-U.S. DEPARTMENT OF COMMERCE

PTO/SB/10 (10-92)

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(d))-SMALL BUSINESS CONCERN Docket Number VO-728								
Applicant or Patentee: Serial or Patent No.:	Jürgen BUCHER							
Filed or Issued:								
Title:	DEFIBRILLATOR							
Customer No.:	42419							
I hereby declare that I am the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern identified below: NAME OF SMALL BUSINESS CONCERN Metrax GmbH								
	LL BUSINESS CONCERN	Rheinwaldstr. 22						
ADDICES OF SIME		DE-78628 Rottweil, Germany						
I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.								
	I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:							
the application i								
having rights in the in invention are held by if that person made th	If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).							
	oncern or organization having concern or organization exists.	any rights in the invention is listed below:						
	n, concern or organization is li							
	Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)							
to small entity status	I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).							
and belief are believe the like so made are p such willful false stat	I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.							
NAME OF PERSON SIGNING Jürgen BUCHER								
TITLE OF PERSON IF OTHER THAN OWNER								
ADDRESS OF PERSON SIGNING Rheinwaldstr. 22, DE-78628 Rottweil, Germany								
SIGNATURE DATE 06.06.2005								